

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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HENRY WILLIAM DEMPSEY, JR.,

Petitioner,

v.

STATE OF NEVADA, *et al.*,

Respondents.

Case No. 3:21-cv-00302-MMD-CSD

ORDER

Respondents seek an extension of time to file their answer to the amended petition. (ECF No. 60.) The Court finds that the request is made in good faith and not solely for the purpose of delay, and therefore, good cause exists to grant the motion.

The new deadline approved in this order falls more than four months after the original deadline set for Respondents to answer the first amended petition. (ECF No. 53.) Lengthy habeas litigation is generally incompatible with the three-year goal set by the Civil Justice Reform Act of 1990, 28 U.S.C. § 471 *et seq.*, as well as the purposes served by the Antiterrorism and Effective Death Penalty Act, 28 U.S.C. § 2244 *et seq.*: finality, efficiency, and comity. Based on the lack of progress to date, additional delay may impede this case from reaching a merits determination within three years. Accordingly, any future request for extension of time—even if unopposed—will be carefully scrutinized for good cause.

It is therefore ordered that Respondents' third unopposed motion for enlargement of time (ECF No. 60) is granted. Respondents have until June 24, 2024 to file their answer.

DATED THIS 31st Day of May 2024.


MIRANDA M. DU
CHIEF UNITED STATES DISTRICT JUDGE